

COMPLAINT UNDER 42 USC § 1983
IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

James D. Williams,
County Jail I.D. # 415460
Montgomery County Jail
#1 Criminal Justice Dr.
Conroe, Texas 77301
Plaintiff

United States District Court
Southern District of Texas
FILED

FEB 7 2011

David J. Bradley, Clerk of Court

vs.

Case No. _____

Tommy Gage, Sheriff,
INDIVIDUALLY and
Officially - County Sheriff,
Montgomery County, Texas
#1 Criminal Justice Dr.
Conroe, Texas 77301
Defendant

Montgomery County Sheriff's,
Department and unknown
employees, Individually
and Official Capacities and
the entity and entities of,
#1 Criminal Justice Dr.
Conroe, Texas 77301
Defendants

Dr. Kenneth Davis, M.D.,
Individually and Officially
#1 Criminal Justice Dr., Clinic
Conroe, Texas 77301
Defendant

I. Previous Lawsuits:

A. I have previously filed a law suit
in Federal court relating to my
imprisonment

B.

1. Approximate filing date: April 2003
2. Plaintiff: James D. Williams
TDCJ-I.D. # 556322
3. Court: Eastern District of Texas
Tyler Division, Federal
4. Docket No: 54 CV 603
5. Magistrate Judge: Judith Guthrie
6. Disposition: Dismissed - Resolved
without Trial.
7. Approximate date of Disposition:
March 2004

II. Place of Present Confinement: Montgomery County Jail, Conroe, Texas

III. Exhaustion of Grievance Procedures:

A. The Montgomery County Jail Grievance system has failed in part and has only allowed me to partially apply it to the Plaintiffs' complaints limitedly, which in essence, has failed fundamentally, as follows:

1. A Complete detailed set of rules were Not made available to the plaintiff on how the grievance system and procedures work, in appeals and time limits of each appeal process.
2. Only select grievances were answered and returned to me. Any that concerned access to courts, which was denied in the beginning in full, and later for the most part, were lost by staff, not answered and not returned.
3. There are no grievance boxes to insure

the outgoing grievances are not read, lost or discarded by jail staff or inmates after mailed by inmates, officers are able to read grievances filed against themselves or associates prior to being turned over to the grievance coordinator and the officers can and have discarded them if they feel disciplinary action is going to be taken by their superiors. For these reasons, several of my most crucial grievances have been lost or gone unanswered even after being filed a second time.

4. There are no filing numbers assigned to grievances for future references or appeals if appeal process does in fact exist.
5. There are no forms for an appeals process or instructions on how, when or where to make appeals. 2 attempts to make an appeal was met with the same person answering the appeal that

answered the original complaints, stating it was a repeat complaint or duplicate.

6. The original copies of grievances are kept by administration, Photo copies are returned to inmates which some can not be fully read or understood, due to poor penmanship and failed Photo Copying.
7. Only $\frac{3}{4}$ of the original complaints were answered & sent back but I do have a "brief" of each subject I filed on, with the date filed, with record of which were lost by staff and which ones were actually handled and answered and returned to me. Access to court issues and complaints by plaintiff were the main ones lost.
8. Finally, Plaintiff is enclosing at least $\frac{1}{4}$ of Copies made by jail staff with this writ application.

IV. Parties To This Suit:

A. James D. Williams
Jail I.D. # 415460 AS/L
Montgomery County Jail
#1 Criminal Justice Dr.
Conroe, Texas 77301
Plaintiff

B. Tommy Gage, Sheriff,
individually and his
official capacity
Montgomery Co. Sheriffs' Office
#1 Criminal Justice Dr.
Conroe, Texas 77301
Defendant # 1

Endangerment, Conspiracy and Negligence
Defendant # 1, Failed to insure Plaintiff's
physical safety and health was
immediately cared for in medical
treatment and allowed my civil rights
to be deliberately violated causing
serious bodily injury and damage
to litigation pending now & before
entering this jail as well as this
writ, by Conspiracy & Direct
Retaliation. Civil Rights Violation against
Plaintiff. Deliberate Indifference

B. Cont.

Page 7

Defendant #2: Montgomery County Sheriff's Department, the intity of itself and of any and all unnamed, unknown Employees of this intity.

#1 Criminal Justice Dr.

Conroe, Texas 77301

Indangerment, Conspiracy and Negligence

Defendant #2: Failed to adopt rules & policies and train staff of proper operations to insure the safety, health and Civil Constitutional right were not violated during Plaintiff's custody. Failed to supply sufficient funding for health care and provide ample access to courts through access to Law Library and proper priviledges and recreation, for Plaintiff, by actually doing so and conspiring to do so by staff employed there in. Failed to protect Plaintiff's Civil Rights

Defendant #3: Edsel West, Medical Supervisor, Montgomery County Jail, #1 Criminal Justice Dr., Conroe, Texas 77301. Official & Individual Capacities Indangerment, Conspiracy and Negligence and Deliberate Indifference.

B. Cont.

Page 8

Defendant #3, Conspired to and denied full and complete access and actual Medical Treatments which directly caused serious physical and mental injury, deliberately. Conspiracy, Indangerment and Negligence, Deliberate Indifference.

Defendant #4: Ken Areola, Captain & Jail Administrator, Officially and individually. #1 Criminal Justice Dr., Conroe, Texas 77301

Defendant #4 Conspired and Failed to Coordinate staff and administer sufficient jail procedure to ensure full access to courts in all forms which I was denied as well as other activities and privileges of other inmates. He also conspired to retaliate against Plaintiff for the filing of litigation against this jail. Negligence/Indangerment, Retaliation, Violation of my Civil Rights Deliberate Indifference & Conspiracy.

Defendant #5: Connie, (last name not available to Plaintiff), Medic. #1 Criminal Justice Dr., Conroe, Texas 77301
Violated Rights to Medical Privacy Twice

B. Cont.

Page 9

Defendant #5:

Conspired to and deliberately intentionally violated my civil rights, state & federal by breaching Patient Confidentiality by exposing my medical records and information during 2 separate medical exams, the second of which was under the supervision of Dr. Kenneth Davis, by allowing 2 NON-Medical persons to watch & listen during a medical exam, which caused great mental & emotional anguish due a sexually transmitted disease I have. Conspired & Deliberate Negligence and endangerment & Retaliation
Deliberate Indifference.

Defendant #6: Dr. Kenneth Davis, M.D.,
Montgomery Co. Jail Infirmary, Individually
and official capacities; #1 Criminal
Justice Dr, Conroe, Texas 77301

Defendant #6, Conspired with jail
Medical staff and Supervisional staff
to deny Plaintiff proper medical,
Prescribe me medication and supplies
for weeks then doing so without even
having spoke to me or laid eyes on
me in person or in an exam, causing

B. Cont.

Page 10

plaintiff serious bodily injury. He refused to see me for my first 32 days of incarceration and weeks after 2 serious injuries. Negligent Endangerment. Deliberate Indifference Defendant #7: Lieutenant R.

Quertermous, jail supervisor, Individually and Official Capacities, #1 Criminal Justice Div, Conroe, Texas 77301

Civil Rights violations
Defendant #7 Conspired with jail staff and directly denied me medical treatment & denied me access to courts by denying enough Law Library access time and Conspired to directly retaliate by deny me the same privileges as other inmates and having a Deputy leave me outside in cold 32 degree wheather improperly dressed. He has refused to answer several grievances which are very damaging to him and his staff. He also would not give me an ink pen to write this writ, as is required by all courts - Federal, and Conspired with Deliberate Indifference and Endangerment, Retaliation.

B. Cont.

Page 11

Defendant #8: Billy Jordon, Deputy-
Official and Individual capacity.

#1 Criminal Justice Dr., Conroe, Texas
77301. Conspiracy, Retaliation and
Deny access to courts.

Defendant #8, Conspired to and did
deliberately deny more than 7 hours
of law library access within 38 day
period Between 12-10-10 and 1-16-11,
for the Defendant. ON 1-14-11 he locked
plaintiff on the recreation yard in 34
degree weather with very little clothes
on and cut out the lining of my jacket
prior to issuing it to me. Made me use
my catheter on myself with no water
to clean of Iodine, Lubricant & Urine
after words, on recreation yard.
Negligence, Conspiracy, Retaliation
over litigation Denial access to
courts. Endangerment; Captain Areda,
Lieutenant R. Quartermous, Deputy
Jordon and Officer Moak Conspired
to deny me access to courts and the
law library and the incident that
took place on 1-14-11 on the recreation
yard. Retaliation, Deliberate Indifference
Denial of access to courts, Conspiracy.

V. Statement of Claims

Page 12

Paragraph A.

Plaintiff was denied Medical by Dr. Kenneth Davis and denied access to a doctor by Edsel West and medical staff for 12 days, 12-10-10 thru 12-22-10 resulting in 3 separate seizures, 12-13-10, 12-14-10 & 12-18-10 which result in severe neck and shoulder injuries. The intire staff of the infirmary along with Sheriff gaze conspired to deny access to medical care in full to save money. Negligence, Conspiracy to deny medical, Indangerment Deliberate Indifference, Not seen by a doctor for injuries for 21 days. X-Ray order at 22 days. 12-18-10 to 1-12-11

Paragraph B

Edsel West and Medical Staff has denied my requests to be seen by a doctor or take X-Rays of my neck and shoulder injuries from 12-18-10 to present 1-10-11. I have not been allow to be seen by a doctor period since entering this Jail 31 days ago though I have several serious medical conditions and no type tests have been preformed my claims or needs prior to 1-10-11, by Negligence, Conspiracy to deny Civil Rights.

Cont. V. Statement of Claims

Page 13

para C.

I was denied treatment for my neuro-genic bladder "in full" from 12-10-10, 12-11-10, 12-12-10, 12-16-10, 12-17-10 & 12-27-10. On these dates I was forced to reuse used catheters or use human spit as lubricant or both on some days. Denial of Plaintiff involved Medic Connie, Edsel West, Dr. Kenneth Davis. Caution warning on the catheters clearly state not to be reused. The lubricant given to me at first was expired and could not safely be used. Use of the wrong catheters by Dr. Davis caused internal bleeding inside penis combined with Lack of Lubricant and use of Plaintiff's own human spit. Medic Connie stated a little blood from penis would not harm me but it was a lot of blood, not a little. The toilet was red with blood. She denied me a doctor. West and Connie deny to let me view my own medical records. They claim I need a lawyer to file a medical release form and pay for my own records and I'm not allowed to review them before.

Cont. V. Statement of Claims

Page 14

para. D.

On 12-23-10 when Medic Connie brought me into the exam room when I was passing blood from my penis, she deliberately violated my Medical Patient Privacy and Patient Confidentiality in the jail infirmary by allowing 2 Non-medical persons to come into the exam room and view the exam as well as listen to all said between her and I and my medical history as to what she had to say about it. She also video/audio taped the exam while 4 other Medics in the clinic stood around laughing and making jokes about me bleeding from my penis.

para. E.

Edsel West, Dr. Kenneth Davis and Medic Connie have had medical records of Plaintiff being treated for mental illnesses for over 30 years including 3 suicide attempts, in their possession since 12-21-10 but still refused to let me be seen by a psychiatrist and stated in writing that they do not employ one here and Dr. Kenneth Davis (M.D.) prescribed me

Cont V. Statement of Claims

Page 15

para E. Cont.

medication (psychotropic) without ever even seeing me, talking to me or examining me in any way in person. An M.D. can not legally prescribe a psych patient psychiatric medications because his medical practice license does not cover the field of psychiatry or the medications used by a psychiatrist. He did not even prescribe me the right medication I normally take for Depression. And he waited until I was incarcerated 22 days before they gave me any medication that would stop thoughts of suicide which I had the whole time and even scared my family away from me. Negligence, Endangerment, Deliberate Indifference and Conspiracy to do so by full medical staff and Captain Areola, Lt. Quartermous & Sheriff base. Retaliation because of my litigation against them

para F.

Sheriff base denied me access to court and conspired to do so with Captian Areola, Lieutenant R.

Cont. V. Statement of Claims

Page 16

para F cont.

Quertermous, Deputy Billy Jordon & Sgt Ward to enforce the denial completely from 12-10-10 to 12-29-10 and only allowing me 7 hours in the law library from 12-29-10 to 1-17-11 which no work was done for 3 of those hours because the computers were down for 3 hours while I sat in the law library without access to law books on 1-12-11. They do not have a fully stocked Law Library here so if the computer goes down and Lexus Nexus can't be accessed you can't research anything. So basically I have been allowed 4 hours in 38 days even though I am filing and maintaining 3 civil suits at once Pro Se. They refuse to give me more than 2 hours per week in the law library and said I will need a court order or injunction to get more while my litigation is being severely damaged and compromised due to Denial. This is conspiracy to retaliate due to litigation I am filing against this sheriff's

Cont. V. Statement of Claims

Page 17

para F. Cont.

department. Violation of Constitutional and civil rights, Deliberate Indifference

I am prosecuting the case pro Se, I can not afford an attorney. I also have civil legal problems I need immediate and ample time research and address a Galveston County Entity who greatly endangered my life & safety due to negligence, Lt.

Quertermous stated he does not have to have a law library period in this jail, He said if he gave me additional time he would have to give everyone additional time in the law library (1100 inmates) when in reality only less than 1% of those inmate attend Monthly. Lt.

Quertermous also refuses to let me do my legal work in ink pen in my cell. He stated you have to do your legal work in pencil. He claims he call your U.S. District Clerk and was informed I could file my suit in pencil or Crayon. Pens only apply to TDCJ-ID inmates. Conspired to & directly denied access to courts in full, Retaliation Damaging other litigation.

Cont. II Statement of Claims

Page 18

G.

I am further denied access to courts due to an unsecured, unorganized & ineffective institutional grievance system here in this jail. There are no set of detailed written rules on this grievance procedure. There are no grievance mail boxes to secure a grievance until the grievance coordinator can retrieve them for investigations, which causes grievances to vanish without being answered or seen by the Grievance Coordinator. I filed grievances on 12-16-10, 12-18-10, 12-17-10, 12-24-10, 12-25-10, 12-28-10, 12-30-10, 1-3-11, 1-10-11. These grievances were never answered. They all concern deny access to law library, grievance procedure issues, denial access to an ink pen. I also have not had responses on several on Medical issues and other issues where I made handwritten copies of each beginning on 1-5-11 thru present. They refuse to answer damaging grievances on Civil Rights and Compliance issues with jail standards. There is said to be an appeal system but there are no forms for such. This is how they lose grievance conveniently - there are not

Cont. II Statement of Claims

Page 19

G. Cont.

any file numbers on grievances here so there are no holes in the filing system when certain grievances are conveniently or otherwise lost. When I ask where certain grievances are I filed, they claim I never filed them. They refuse to put in writing how the appeals system works or the file system. Most grievances that are returned are not legible or photo copied where bottoms are missing. They keep the original for themselves. When I make a claim on the same issue which continues to happen over & over on several different dates they claim I am duplicating grievances. The grievance Coordinator is Sgt Ward. Sgt Ward, Captain Areola & Lt. R. Quinterous again are conspiring to deny access to courts, Retaliating against me for use of grievance system, Negligence and are damaging my pending litigation in other cases, being Deliberately Indifferent.

If indigent like myself I am allowed a 3" pencil per week with no eraser and No way to sharpen the pencil in Ad. Seq.

Cont. II Statement of Claims

Page 20

H.

I am being denied access to the same privileges as other inmates. I am housed in Administrative Segregation for NON disciplinary issues and non violent history. I am here for my personal safety. As a result I am denied:

#1 Television privileges completely.

#2 Warm clothing to be able to take advantage of my 1-hour daily recreation as there is no longer an indoor recreation facility in this jail and I do not have socks or underwear or a jacket. When I filed a grievance on this Lt. Quartermaster, Captian Areola, Deputy Billy Jordan & Officer Moak Conspired & retaliated by coming to my cell at 7:30 AM on 1-14-11 telling me they had a warm coat for me. Billy Jordan and Moak brought me to a secluded Recreation yard other than my normal yard where no other inmates could see me. They threw the jacket out in the yard and closed the door on me. When I picked up the jacket I noticed they had recently cut all the lining out of it. It was very thin. It was 33°

Cont V Statement of Claims Page 21

H. Cont.

degrees outside. I was wearing a very thin jumper, shower shoes, no socks & no underwear. I knocked on the window after 10 minutes and told Jordon I was too cold that I wanted in, He told me no, I had no choice but to stay out one hour. I told him there was no running water and I have to catheterize myself to urinate. Both Jordon and Moak told me to make the best of it. So I catheterized myself and had to spend the next 45 minutes with urine, Iodine (a poisonous solution) and lubricant on my hands. On my way back to my cell Deputy Jordon Blurted out to other inmates that I was in Protective Custody because a certain gang had a hit on my life. He kept telling me I was a piece of shit and did not deserve to live. Due to the Rec. Yard ordeal I am now sick with a bad cold or Flu but Medical won't answer my requests. Deputy Jordon is the law library supervisor and Officer Moak is the mail officer.

Cont. II Statement of Claims

Page 22

H. Cont.

They were pulled off their original daily job by Captain Oreola & Lt. R. Quentermous to perform this task of Retaliation that morning. It was all planned out. I was the only inmate in segregation that day to be brought to recreation. The jacket they gave me that morning was an outside trusty jacket. The lining had just recently been cut out. No regular inmates or ad. seg. inmates are allowed jackets

#3 Other general population inmates are furnished with cards and games by the jail. When I asked for a deck of cards for the game "Solitary" they denied that but brought me a card game called "Skip Bo" & one called "Uno". Both games require 2 or more players. They laughed at me when they gave them to me. More deliberate retaliation. Deliberate Indifference

#4 The chains and shackles they make me wear when I come out of my cell are another form of retaliation. I am only

Cont. II. Statement of Claims

Page 23

H. Cont.

#4 Cont.

allowed one free hand while in the law library to read, write & use a computer. I am also not able to defend myself against my enemies and two times when I was in the law library persons belonging to the gang that are my enemies and have a contract on my life were in the library. They freely march me around any & all inmates in the infirmary, law library and down the halls in leg irons, waist chain and cuffs not caring if I am attacked. The reason for the chains is an escape record from 1991. I am not violent and my crime is non-violent as well as my history. This is another form of Negligent Retaliation. They want me to get attacked obviously. On 12-30-10, 1-5-11, 1-10-11, 1-11-11, 1-12-11, 1-14-11 & 1-17-11 I was brought out in population around enemies while I was in full shackles. The guards have no weapons to protect me. I am completely helpless at those times.

Cont. II Statement of Claims

Page 24

I.

On 1-11-11 Medic Connie & Dr. Davis Both violated patient Confidentiality by again having 2 officers in the exam room while the discussed my medical problems and history. When I refused to continue the exam and requested the officers be removed they refused even though I was in full shackles and could not possibly be a threat to anyone. When I refused to let Medic Connie draw blood but asked for privacy and another qualified person to do so Connie refused and made me leave the infirmary and the doctor said nothing. Violation Civil privacy rights, Retaliation, Deliberate Indifference, Medical Negligence. I was in the exam to see about my injured neck from my last seizure. Drawing blood had nothing to do with a neck injury.

Your Honor, I have many more details to all above claims. Please allow me a Spears hearing to finish. I tried to be as brief as possible here. I am not an attorney Sir.

Page 25

Statement of Claims

All of the above is filed in the individual and official capacities of all defendants involved.

Plaintiff claims: Deliberate In-difference, Negligence, Retaliation due to Plaintiff's litigation, Wreckless endangerment, and conspiracy to all enactments and claims.

Sec. IV

Page 26

RELIEF:

Punitive Relief: in the form of Reconstruction of medical care and procedures and policies, that are causes of Negligences, as well as reconstruction of grievance system and reconstruct policies on jail procedures as they relate to Administrative Segregation and movement of it's Protective Custody inmates. Measures seen fit by the courts, as in Fines.

Monetary Relief: Pay all court costs and filing Fee of Plaintiff. Compensate Plaintiff for pain and suffering, retaliation & deliberate indifference, as the courts see fit, Full medical costs of future Neck and shoulder injury, as well as present medical costs.

Pain and suffering - \$20,000.00
 Actual Physical Damages - \$20,000.00
 Emotional & Mental Anguish \$20,000.00

Page 27

VII
General Background

- A. Known Names/Aliases:
James Dale Williams, James Dale Simms
- B. TDCJ #s: 287512, 341888, 425733,
556322, 628514
- This is not a suit against TDCJ.
This is against the Montgomery Co.
Jail & Sheriff & staff.

My Jail # is 415460

VIII
Sanctions

- A. No sanctions history
B. N/A
C. No sanction Warning imposed
D. N/A

Date Executed:
1-17-11

James D. Williams

James D. Williams
Plaintiff
Pro Se

D. If your answer is "yes", give the following information for every lawsuit in which warning was imposed. (If more than one, use another piece of paper and answer the same questions.)

Page 28

1. Court that imposed warning (if federal, give the district and division): _____
2. Case Number: _____
3. Approximate date warnings were imposed: _____

Executed on: 1-17-11
DATE

James D. Williams
James D. Williams
(Signature of plaintiff)

PLAINTIFF'S DECLARATIONS

1. I declare under penalty of perjury all facts presented in this complaint and attachments thereto are true and correct.
2. I understand if I am released or transferred, it is my responsibility to keep the Court informed of my current mailing address and failure to do so may result in the dismissal of this lawsuit.
3. I understand that I must exhaust all available administrative remedies prior to filing this lawsuit.
4. I understand I am prohibited from bringing an *in forma pauperis* lawsuit if I have brought three or more civil actions in a Court of the United States while incarcerated or detained in any facility, which lawsuits were dismissed on the ground they were frivolous, malicious, or failed to state a claim upon which relief may be granted, unless I am under imminent danger of serious physical injury.
5. I understand even if I am allowed to proceed without prepayment of costs, I am responsible for the entire \$150 filing fee and costs assessed by the Court, which shall be deducted in accordance with the law from my inmate account by my custodian until the filing fee is paid.

Signed this 17th day of January, 2011.
(Day) (month) (year)

James D. Williams
James D. Williams
(Signature of plaintiff)

WARNING: The Plaintiff is hereby advised any false or deliberately misleading information provided in response to the following questions will result in the imposition of sanctions. The sanctions the Court may impose include, but are not limited to monetary sanctions and/or the dismissal of this action with prejudice.

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORM

TO: GRIEVANCE OFFICER

PIN#

415460

01-11-11

FROM: Williams, James

CELL LOCATION:

A S/L

DATE FILED: 1-13-11DATE CONFINED: 12-10-10

Mailed 1-13-11 @ 2:30 PM

A GRIEVANCE IS:

1. A VIOLATION OF CIVIL RIGHTS or
2. A CRIMINAL ACT OCCURS or
3. A DENIAL OF INMATE RIGHTS OR PRIVILEGES or
4. A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or
5. A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

COPY

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Written Copy:

STATEMENT

It Quertermous states Pens are only to be used by TDCJ-ID inmates for legal work. County jails do not fall under the same Civil Rights guidelines as Prisons. Our Constitutional rights are completely different. He won't give me these comments in writing, only verbally

YOUR SIGNATURE

James D Williams

NOTE: Only one issue is to be presented on each form.

IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDESEL WEST OR HIS DESIGNEE.

ACTION TAKEN

Pens are not allowed in the facility for inmates to keep in their housing area. According to the U.S. District's Clerk office for the Southern District of Texas inmates may file suits and motions in pencil.

LT. Quertermous 01-13-11

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORMRECEIVED
01-03-11
LFW

TO: GRIEVANCE OFFICER

PIN# 415460FROM: Williams, JamesCELL LOCATION: AS/LDATE FILED: 1-3-10DATE CONFINED: 12-10-10

A GRIEVANCE IS:

1. A VIOLATION OF CIVIL RIGHTS or
2. A CRIMINAL ACT OCCURS or
3. A DENIAL OF INMATE RIGHTS OR PRIVILEGES or
4. A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or
5. A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

COPY

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

On 12-18-10 I had my 3rd seizure while being denied my medication and hurt my neck and shoulder. I sent 3 sick call requests about this, On 12-27-10, 10 days later, a medic called me out and checked on it. He said I would see the doctor that week. The pain has got much worse. Pain down arm & fingers are numb. I still have not seen a doctor. Again I am being denied medical treatment and West

YOUR SIGNATURE

James Williams

NOTE: Only one issue is to be presented on each form. Refuses to let me see the contact Doctor here

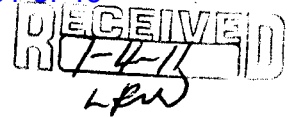
IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDESEL WEST OR HIS DESIGNEE.

RECEIVED JAN 04 2011

ACTION TAKEN

IM seen in medical on 12-23-10 for other complaint; but when asked about additional complaints, record reflects all complaints were addressed.

Shoulder and neck pain or injury was not indicated in encounter. IM was seen in medical on 12-27-10 for complaint of neck & shoulder pain. NO significant findings were noted and inmate IM was told to return to medical if symptoms continued not that he would see a doctor. IM scheduled for sick call based on this grievance and complaint.

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORM

TO: GRIEVANCE OFFICER

PIN# 415460FROM: Williams, JamesCELL LOCATION: AS/LDATE FILED: 1-3-11DATE CONFINED: 12-10-10

A GRIEVANCE IS:

COPY

- 1.
- 2.
- 3.
- 4.
- 5.

A VIOLATION OF CIVIL RIGHTS or
A CRIMINAL ACT OCCURS or
A DENIAL OF INMATE RIGHTS OR PRIVILEGES or
A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or
A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

On 2-18-10 I had my 1st seizure due to denial medication or medical treatment. I filed a grievance on this. The grievance was not returned. Please put in writing why, and why my request for treatment were also denied prior to my filing the grievance, in writing.

YOUR SIGNATURE

James D. Williams

NOTE: Only one issue is to be presented on each form.

IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDESEL WEST OR HIS DESIGNEE.

RECEIVED JAN 04 2011 ACTION TAKEN Issues regarding this individuals claims to have seizures during

his confinement in the MCSO Jail have been addressed on numerous occasions with written responses to grievance. All grievances presented to the medical department have been addressed in writing and returned for distribution to the inmate. As indicated in previous communications, this facility has requested medical records to determine this individuals medical history, and the medical director has reviewed and taken appropriate action to provide this inmate with treatment of his medical complaints. This Grievance is not founded — I want 9801

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORMRECEIVED
1-4-11
LFW

TO: GRIEVANCE OFFICER

PIN# 415460FROM: Williams, JamesCELL LOCATION: AS/LDATE FILED: 1-3-11DATE CONFINED: 12-10-10Filled again for previous filings

A GRIEVANCE IS:

1. A VIOLATION OF CIVIL RIGHTS or
2. A CRIMINAL ACT OCCURS or
3. A DENIAL OF INMATE RIGHTS OR PRIVILEGES or
4. A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or
5. A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

COPY

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

STATEMENT

On the following dates I filed grievances for
denial of access to the law library which were
not answered or returned to me:
2-16-10, 2-17-10, Please give written reasons
why I was denied access to law library and
access to courts from 12-10-10 thru 12-27-10.
My previous grievances
for 12-16 & 12-17-10 were YOUR SIGNATURE James Williams

Never answered. Please don't lose this on
 NOTE: Only one issue is to be presented on each form. Library logs will not
lie.

IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDESEL WEST OR HIS DESIGNEE.

ACTION TAKEN

On 12-30-10 I/M in Library 1320-1550

On 1-5-11 I/M in Library 0910-1120

Yfbsr

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORM

TO: GRIEVANCE OFFICER

PIN# 415460FROM: Williams, JamesCELL LOCATION: A5/CDATE FILED: 1-18-11DATE CONFINED: 12-10-10

A GRIEVANCE IS:

- 1.
- 2.
- 3.
- 4.
- 5.

A VIOLATION OF CIVIL RIGHTS or

A CRIMINAL ACT OCCURS or

A DENIAL OF INMATE RIGHTS OR PRIVILEGES or

A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or

A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Hand Written Copy

STATEMENT

On 1-14-11 I was retaliated against by
Deputy Jordan & Officer Meek after they
cut the lining out of a jacket &
forced me to remain in 32° weather
with no socks and a worthless jacket
with me begging to come inside

YOUR SIGNATURE

James Williams

NOTE: Only one issue is to be presented on each form.

SEE Reverse

IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDESEL WEST OR HIS DESIGNEE.

ACTION TAKEN

You will think of any excuse to get out of being sued West. While you think up so many invalid excuses, all I have to do is tell the truth.

You are wasting your time

I know for a Fact my TDCJ health records have been in your possession for over 2 weeks. Lose Lips
Sink Ships

Try another excuse.
You are not a Federal Judge Sir and I doubt you have ever had to lie to one on Stand yet but in about a year, you will get your chance in trial. He will not be an inmate you're use to Feeding B.S. to. Save it for him, and the longer I go untreated physically & mentally the more excuse you will need to dream up. Common Sense, and the stronger my case gets

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORM1-5-11
LFW

TO: GRIEVANCE OFFICER

PIN# 4154

FROM: W. [illegible]CELL LOCATION: A-12DATE FILED: 1-5-11DATE CONFINED: 1-10-11

11:40 AM - 1-11-11

A GRIEVANCE IS:

COPY

1. A VIOLATION OF CIVIL RIGHTS or
2. A CRIMINAL ACT OCCURS or
3. A DENIAL OF INMATE RIGHTS OR PRIVILEGES or
4. A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or
5. A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Copy of:

STATEMENT

at 7:00AM on 1-11-11 I was out of the cell, then I made a request and a request for more catheters, 10:00AM I was out of the cell at 11:30AM the medical dept has not provided both. I have had to use, used catheter which are not sterile w/ human spit for lubricant.

YOUR SIGNATURE [Signature]

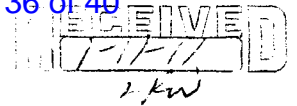
NOTE: Only one issue is to be presented on each form.

IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDESEL WEST OR HIS DESIGNEE.

RECEIVED JAN 05 2011

ACTION TAKEN

The medical record indicates that this inmate was provided with (21) Catheters and the necessary supplies related to his self-cath procedure in weekly allotments for catheterization 3 times per day. There has not been a break in this passing of supplies. As these items are being provided to you so keep on person items, it is in itself also your responsibility to notify the medical staff when you are in need of additional supplies. The use of contaminated supplies is the result of your not bringing the matter to the

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORM

TO: GRIEVANCE OFFICER

PIN# 415463FROM: Williams, JamesCELL LOCATION: A5/LDATE FILED: 1-6-11DATE CONFINED: 12-10-10Mailed 1-6-11 @ 3:00PM

A GRIEVANCE IS:

COPY

- ① A VIOLATION OF CIVIL RIGHTS or
2. A CRIMINAL ACT OCCURS or
3. A DENIAL OF INMATE RIGHTS OR PRIVILEGES or
- ④ A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or
5. A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Written CopyPrevious Date a Mistake

STATEMENT

On 12-31-10 I was escorted to a probable cause hearing by an officer and deputy. On the way from 24 hour holding they told me not to ask the judge any questions, only answer his. When I tried to ask the judge why my hearing and Miranda Warnings was being done several weeks past the 24 hour statute of limitations which is not legal the officers made me shut up and forced me out of the court.

YOUR SIGNATURE

James L. Williams

NOTE: Only one issue is to be presented on each form.

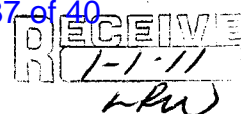
I had every right to ask the judge questions.

IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDSSEL WEST OR HIS DESIGNEE.

ACTION TAKEN

Your rights were read in Galveston before you were transported, and they are read again after you are here. This is the only thing the judge is there for, they are not there to argue your case, only to let you know your constitutional status, your attorney take care the questions you might have

Sgt. Ward

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORM

TO: GRIEVANCE OFFICER

PIN# 415460FROM: Williams, JamesCELL LOCATION: AS/LDATE FILED: 1-7-11DATE CONFINED: 12-10-10

A GRIEVANCE IS:

1. A VIOLATION OF CIVIL RIGHTS or
2. A CRIMINAL ACT OCCURS or
3. A DENIAL OF INMATE RIGHTS OR PRIVILEGES or
4. A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or
5. A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

STATEMENT

On 1-5-11 Medic/Nurse Charles told me he had my medical records from TDCJ and my psychiatric meds would be restarted that night. They have not. He also told me on 1-5-11 for the second time in 2 1/2 weeks that I would see a doctor about my neck & shoulder injury and the appointments were scheduled - but I still have not seen a doctor.

YOUR SIGNATURE

NOTE: Only one issue is to be presented on each form.

IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDSSEL WEST OR HIS DESIGNEE.

ACTION TAKEN

RECEIVED JAN 11 2011

Inmate is on the Jail Medical Directors list of patients to evaluate.

He will be called to the medical department at the appropriate time for this physician encounter.

The indication that Medic Charles stated that he would be started on psychiatric medication on the date of the medical encounter is questionable, but if the medic so stated, that is not possible given the medical standards of this facility. First, the jail medical director would have to approve the medication and then the medication would have to be ordered from the pharmacy. That is exactly what happened in this case, and the medication was started upon receipt by this facility. I want 9901

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORMRECEIVED
1-11-11
LKW

TO: GRIEVANCE OFFICER

PIN# 415460FROM: Williams, JamesCELL LOCATION: AS/LDATE FILED: 1-9-11DATE CONFINED: 12-10-10Mailed 1-9-11 @ Noon

A GRIEVANCE IS:

1. A VIOLATION OF CIVIL RIGHTS or
2. A CRIMINAL ACT OCCURS or
3. A DENIAL OF INMATE RIGHTS OR PRIVILEGES or
4. A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or
5. A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

COPY

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Written Copy:

STATEMENT

On 1-8-11 I received 1/2 my psychotropic Medications in the P.M. It was Haldol and Cogentin, which have to be taken together to avoid serious adverse reactions to the Haldol. I only am suppose to take psych meds in the P.M. On 1-9-11 the pill distribution medic again brought me a full dose of Haldol without the Cogentin.

YOUR SIGNATURE James Williams

NOTE: Only one issue is to be presented on each form.

SEE Reverse side of this page.

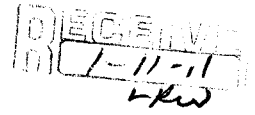
IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDSSEL WEST OR HIS DESIGNEE.

ACTION TAKEN

RECEIVED JAN 11 2011 The medical Record reflects that you received the first dose of both Haldol

and cogentin on 1-8-11 as prescribed by the Jail Medical Director. The medication administration record reflects that you have been provided with both medications since that date. You were also prescribed an antidepressant to be taken in the AM by the Jail Medical Director. You received the first dose of this medication on 1-9-11 and again the medication administration record reflects that you have received doses of this medication as prescribed. The only persons deciding what medication or prescribing medication on your behalf is the Jail Medical Director. This facility does not employ a psychiatrist and the medications you are being provided are based on mental health assessment and

MONTGOMERY COUNTY SHERIFF'S DEPARTMENT
INMATE GRIEVANCE FORM



TO: GRIEVANCE OFFICER

PIN# 415460

FROM: Williams, James

CELL LOCATION: AS/L

DATE FILED: 1-7-11

DATE CONFINED: 12-10-10

Mailed 1-7-11 @ 1:00 PM

A GRIEVANCE IS:

COPY

1

A VIOLATION OF CIVIL RIGHTS or

2

A CRIMINAL ACT OCCURS or

3

A DENIAL OF INMATE RIGHTS OR PRIVILEGES or

4

A PROHIBITED ACT BY A DEPUTY OR A STAFF MEMBER or

5

A VIOLATION OF THE AMERICANS WITH DISABILITIES ACT

IF THE COMPLAINT IS FOUND TO BE A GRIEVANCE, THEN A COMPLAINT NUMBER WILL BE ASSIGNED. DO NOT FILL OUT THIS FORM IF ONE OF THESE ACTS DID NOT OCCUR. IF YOU FEEL THIS IS A GRIEVANCE, PUT IT IN A SEALED ENVELOPE AND IT WILL BE DELIVERED TO THE GRIEVANCE OFFICER.

I WISH TO FILE A GRIEVANCE. MY STATEMENT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Written Copy:

STATEMENT

This is my formal request for the
appeals of any and all grievances filed prior to
this. I need every grievance I have filed since
12-10-10 to be appealed to the next administrative level,
and not re-answered by the original responder. You
have denied me access to the appeals process
or the rules of such,

YOUR SIGNATURE

After numerous requests. If I get no response
NOTE: Only one issue is to be presented on each form.

litigation continues without it.
IF YOU ARE SEEKING ACCOMODATION UNDER THE AMERICANS WITH DISABILITIES ACT, THIS FORM WILL BE REVIEWED WITHIN 24 HOURS. THE ADA COORDINATOR IS EDESEL WEST OR HIS DESIGNEE.

ACTION TAKEN

Your appeal was answered by the Jail Administrator on
January 13, 2011
Sgt Ward

COPY

Grievance review board
JAMES WILLIAMS

Mr. Williams your multiple grievances filed from 12/10/2010, through the present date have been answered. Any grievance submitted for appeal has been responded to in accordance with this facility following the rules and regulations of the Texas Commission on Jail Standards. Any and all future grievances filed by you, will be handle per those guidelines.

Sgt. L. Ward

Ward 1-14-11

Sgt. M. Weinzettle

Styler 1-14-11

Deputy B. Jordan

B Jordan 1-14-11